

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF WEST VIRGINIA**

THE CITY OF HUNTINGTON,

Plaintiff,

v.

AMERISOURCEBERGEN DRUG
CORPORATION, *et al.*

Defendants.

Civil Action No. 3:17-01362

CABELL COUNTY COMMISSION,

Plaintiff,

v.

AMERISOURCEBERGEN DRUG
CORPORATION, *et al.*

Defendants.

Civil Action No. 3:17-01665

DEFENDANTS' MOTION FOR LEAVE TO EXCEED PAGE LIMIT

Defendants move the Court to grant them leave to exceed the 20-page limit for their Motion and accompanying Memorandum of Law in Support of their Motion to Compel Third-Party Discovery. In support of their motion, Defendants state as follows:

1. Because documents potentially relevant to Defendants' defenses are held by a wide variety of state agencies, employees, licensing boards, and other entities, Defendants have sought documents from a significant number of third parties. Due to the COVID-19 pandemic, many of these third parties have not yet completed their productions.

2. Under the Court's May 11 Order, today is the deadline for all motions regarding outstanding discovery. *See* ECF 410 at 3. Defendants must therefore bring this motion to

compel to preserve their right to compel third parties to produce documents requested by their subpoenas. Each of those third parties must be listed and addressed by the motion, requiring additional pages beyond the 20-page limit.

3. Defendants seek leave to file a five-page motion and a memorandum of law that is 27 pages.

WHEREFORE, Defendants ask that the Court grant their motion and permit them to exceed the 20-page limit for their Motion and accompanying Memorandum of Law in Support of their Motion to Compel Third-Party Discovery.

Dated: May 15, 2020

Respectfully Submitted,

McKesson Corporation

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CERTIFICATE OF SERVICE

The undersigned counsel hereby certifies that on this 15th day May, the foregoing **“Defendants’ Motion for Leave to Exceed Page Limit”** was served using the Court’s CM/ECF system, which will send notification of such filing to all counsel of record.

/s/ Jeffrey M. Wakefield

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